

FISCAL NOTE

HB 2879 - SB 2952

January 30, 2008

SUMMARY OF BILL: Requires individuals convicted of driving under the influence to spend a minimum of seven days in confinement if their blood alcohol content is 0.15% or higher. Currently, such offenders are required to spend a minimum of 48 hours in confinement if their blood alcohol content is up to 0.20%; those with a blood alcohol content of 0.20% or above must spend a minimum of seven days in confinement.

ESTIMATED FISCAL IMPACT:

Increase Local Gov't. Expenditures* - \$371,800

Assumptions:

- 2,000 DUI convictions requiring the minimum seven day sentence.
- Five additional days of incarceration per conviction.
- A weighted-average cost of \$37.18 per day to incarcerate offenders.
- The increase to local government expenditures for additional incarceration costs is estimated to be \$371,800 (2,000 convictions x 5 additional days x \$37.18 = \$371,800) per year.
- Any additional administrative cost can be absorbed utilizing existing local government resources.

*Article II, Section 24 of the Tennessee Constitution provides that: *no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

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A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director

/rnc